

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Servants – Consumer Affairs, Food & Civil Supplies Department - Allegation of corruption against Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Weights and Measures, Hyderabad Region – Sanction of Prosecution under the Prevention of Corruption Act, 1988 – Orders – Issued.

CONSUMER AFFAIRS, FOOD & CIVIL SUPPLIES (VS) DEPARTMENT

G.O.Ms.No. 23

Dated:06-09-2011

O R D E R:

Whereas, Sri B. Ram Kumar worked as Regional Deputy Controller, Legal Metrology Weights and Measures, Hyderabad Region from 6.6.2007 to 27.6.2008 and by virtue of the post held by him, he falls under the category of public servant as defined under the section 2 © of the Prevention of Corruption Act, 1988 (Act,49 of 1988).

2. And whereas, on credible information credible information that Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Weights and Measures, Hyderabad Region was collecting money at his residence bearing Flat No.105, Bougain Villa Apartments, Dharamkaram Road, Ameerpet, Hyderabad from the inspectors of Legal Metrology for their transfers and retentions, a watch was kept over the residence of Sri B. Ram Kumar on 25.05.2008 to know the genuineness of information by deputing Inspectors of Anti Corruption Bureau Sri T.Sudarshan and Sri S.Santhosh Kiran. At about 11.55 hours, the Anti Corruption Bureau officials noticed one person coming out of Bougain Villa Apartments. When enquired, he disclosed his name as Mr. B.Mahender Rao, working as District Inspector of Legal Metrology of Nizamabad district and that he came to meet the Regional Deputy Controller Sri Ram Kumar with regard to his retention at the same place i.e., Nizamabad. He further stated that due to unavoidable circumstances, he paid bribe of Rs.1,00,000/- to Sri B. Ram Kumar on his demand. In this regard, Mr. B.Mahender Rao gave a written complainant against Sri B. Ram Kumar stating that he had been working as District Inspector, Legal Metrology, Nizamabad since August, 2005 and that Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Hyderabad Region, informed him that he would be transferred somewhere else as he completed two years of service at Niazamabd. Then he requested Sri B. Ram Kumar for his retention at Nizamabad or else transfer to Hyderabad, as he would be attaining superannuation within twenty months. Then Sri B. Ram Kumar demanded him to pay Rs.1,00,000/- as bribe for his retention at Nizamabad. Sri B.Mahender Rao expressed his inability to pay the demanded amount but Sri B. Ram Kumar did not heed his request, Sri B.Mahender Rao attended the counseling on 20.5.2008 and thereafter he was retained at Nizamabad. Though Sri B.Mahender Rao was not willing to pay the bribe at the fag end of his service, much against his will, he came to Hyderabad on 25.5.2008 and met Sri Ram Kumar at his residence at about 11.40 AM and paid Rs.One Lakh. While coming out of the house of Sri B. Ram Kumar, Anti Corruption Bureau officials intercepted and on questioning Sri B.Mahender Rao gave a complaint against Sri B. Ram Kumar, the complaint of Sri B.Mahender Raoi was registered as a case in Crime No.16/ACB-CR 2/2008 Under sections 7, 13 (2) read with section 13(1) (d) of the Prevention of Corruption Act.1988 against Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Hyderabad Region on 25.5.2008 at 12.45 hrs and investigated into.

3. And whereas, the Deputy Superintendent of Police, Anti Corruption Bureau, City Range, Hyderabad propsed to search his house of Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Hyderabad Region, R/o Bougain Villa Apartment, Dharamkaram Road, Ameerpet, Hyderabad in the presence of mediators u/s 165

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Cr.P.C. and the Deputy Superintendent of Police, Anti Corruption Bureau along with staff and mediators reached the premises of Sri B. Ram Kumar and where about to knock the door of flat No.105, Bougain Villa Apartment. One person came out of the house and the Deputy Superintendent of Police interrogated and came to know that he is Sri G.Suryanarayana, District Inspector, Eluru and he handed over Rs.1.5 lakhs to Sri B. Ram Kumar for his choice posting to Eluru of West Godavari District from Guduwada of Krishna District. When the Deputy Superintendent of Police, Anti Corruption went inside the flat bearing No.105, he found two persons sitting in the hall and on enquiry, they revealed their names as Sri B. Ram Kumar, Regional Deputy Controller and Sri N.Eshwar, Inspector, Legal Metrology, Gazuwaka, Visakhapatnam district and on search, one jute carry bag was found besides Sri B. Ram Kumar and an amount of Rs.2,50,000/- was found in it. On enquiry, it disclosed that it had been given by Sri Mahender Rao and Sri G.Suryanarayana, District Inspectors of Legal Metrology. The Deputy Superintendent of Police, Anti Corruption Bureau seized the said amount from the possession of Sri B. Ram Kumar for further investigation. Then the Deputy Superintendent of Police, Anti Corruption Bureau questioned Sri N.Eshwar, Inspector, Legal Metrology, Gazuwaka, who was present with Sri B. Ram Kumar. On search, he was found in possession of Rs.2,50,000/- kept in a Rexene bag. When enquired about carrying such huge amount he failed to give satisfactory answer and after sometime he came out with an explanation that out of the Rs.2,50,000, an amount of Rs.50,000/- belongs to him and Rs.2,00,000/- belongs to Sri Janardhan, District Inspector, Legal Metrology, Visakhapatnam. He brought the amount to hand over to Sri B. Ram Kumar, Deputy Controller, Legal Metrology, Hyderabad Region, as illegal gratification for his retention and retention of Sri Janardhan at their respective places. The Deputy Superintendent of Police, Anti Corruption Bureau seized the said amount of Rs.2,50,000/- at the instance of Sri N.Eshwar Rao for the purpose of investigation under a mediators report in the presence of mediators.

4. And whereas, the above said acts of the said Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Weights and Measures, Hyderabad Region constitute offences punishable under sections 7, 13 (2) read with section 13(1) (d) of the Prevention of Corruption Act, 1988(Act, 49 of 1988).

5. And whereas, the Government of Andhra Pradesh, being the competent Authority to remove the said Sri B. Ram Kumar, Regional Deputy Controller, Legal Metrology, Weights and Measures, Hyderabad Region after fully and carefully examining the material placed before them in respect of the said allegations and having regard to the facts and circumstances of the case, consider that the said Sri B. Ram Kumar should be prosecuted in a competent court of law for the aforesaid offences.

6. Now, therefore, in exercise of the powers conferred under clause (b) of sub-section (1) of section 19 (b) of the Prevention of Corruption Act, 1988 (Act, 49 of 1988), the Government of Andhra Pradesh hereby accord sanction for the prosecution of the aforesaid Sri B. Ram Kumar, formerly, Regional Deputy Controller, Legal Metrology, Weights and Measures, Hyderabad Region, Hyderabad for the offences punishable under section 7 and sub-section (2) of section 13 read with clause (d) of sub-section (1) of section 13 of the Prevention of Corruption Act, 1988 (Act, 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said offences by a court of competent jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

HARPREET SINGH,
E.O.SECRETARY TO GOVERNMENT.

The
The Director General,
Anti Corruption Bureau,
A.P. Hyderabad.